

**NO. PD-0034-20**

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**IN THE COURT OF CRIMINAL APPEALS  
OF TEXAS**

FILED  
COURT OF CRIMINAL APPEALS  
7/2/2020  
DEANA WILLIAMSON, CLERK

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**EX PARTE SULIA LAWRENCE BROWN**

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**RESPONDENT'S MOTION FOR EXTENSION  
OF TIME FOR FILING RESPONDENT'S BRIEF ON THE MERITS**

NOW COMES, SULIA LAWRENCE BROWN, Respondent, by and through his attorney, WES BALL, and requests that he be granted an extension of time for filing his brief in the above-styled and numbered cause. As grounds for granting this motion, Respondent states:

Respondent's brief was due on June 29, 2020. Respondent submitted his Brief on the Merits on June 29, 2020 at 5:13 pm. On June 30, 2020 at 8:59 a.m. the filing was returned by the Court with the explanation that "the document that came in was only 1 page long; it contains page 18 of a document". The legal assistant for Respondent's attorney was on vacation June 30 and did not see the filing return from the Court until July 1. Respondent's only explanation is a computer error as to why all nineteen pages were not submitted. Respondent resubmitted the Brief on July 1, 2020 at 8:59 a.m., with the Envelope Number and the returned filing date in the comments, with the understanding that with this information referenced from the original envelope, the original submission date would be preserved, June 29, 2020. On July 1, 2020 at 3:05 p.m., Respondent received a filing return explanation that the brief was filed untimely and to refile the Respondent's Brief with a Motion and an Order permitting the document be filed.

Respondent's Brief on the Merits was due on June 29, 2020. Respondent has completed his brief and is filing it contemporaneously with this Motion for Extension of Time for Filing Respondent's Brief on the Merits.

No extensions of time have been previously granted in this cause. Counsel requests an extension of three (3) days. This request is not being made for mere purpose of delay, but so that justice can be done.

WHEREFORE PREMISES CONSIDERED, Respondent prays that this Honorable Court grant an extension of three (3) days for filing his brief to July 2, 2020.

Respectfully submitted,

/s/ Wes Ball

WES BALL

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ATTORNEY FOR RESPONDENT

**CERTIFICATE OF SERVICE**

On this the 2<sup>nd</sup> day of July, 2020, a true and correct copy of the above and foregoing Respondent's Motion for Extension of Time for Filing Respondent's Brief On the Merits was delivered electronically to the Post-Conviction Division of the Tarrant County District Attorney's Office.

/s/ Wes Ball  
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WES BALL  
Attorney for Respondent

**CERTIFICATE OF CONFERENCE**

On the 2<sup>nd</sup> day of July, 2020, Malinda Davis, assistant to Respondent's counsel contacted Haley Little, assistant to Chief of Post-Conviction, Tarrant County District Attorney's Office regarding the foregoing Motion and has been advised that the state does not oppose the Motion.

/s/ Wes Ball  
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WES BALL

### **Automated Certificate of eService**

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Malinda Davis on behalf of Wes Ball  
Bar No. 1643100  
MDnotices@wesball-law.com  
Envelope ID: 44221745  
Status as of 07/02/2020 14:03:02 PM -05:00

Associated Case Party: Tarrant County Criminal District Attorney's Office

Name	BarNumber	Email	TimestampSubmitted	Status
Joseph W.Spence		ccaappellatealerts@tarrantcountytexas.gov	7/2/2020 12:49:06 PM	SENT